

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JUL 28 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff - Appellant,

v.

FOOT LOCKER RETAIL INC, a subsidiary
of Foot Locker, Inc.,

Defendant - Appellee.

No. 09-35620

DC # 3:07-cv-05472-BHS
Western Washington
(Tacoma)

ORDER

Pursuant to the court's July 20, 2010, order, this appeal is deemed dismissed voluntarily. Fed. R. App. P. 42(b).

This order served on the district court shall act as and for the mandate of this court.

FOR THE COURT:

By: Chris Goelz
Circuit Mediator

7/28/10/cg/mediation